

REMARKS

Claims 1-9, 11-12, 18, 26, and 47-51 are present in the above-identified application, claim 51 having been added by this amendment pursuant to a suggestion of the Examiner to copy a claim under 37 C.F.R. § 1.605. The suggested claim is copied exactly.

Claim 51 is fully supported by the specification. For example, at page 17, lines 27-32, the specification recites: "Accordingly, the invention encompasses substantially purified DNA comprising DNA encoding an amino acid sequence selected from the group consisting of the amino acid sequence of: (i) Streptococcus pyogenes DNase B enzyme as shown in Figure 4; and (ii) a sequence encoding a functional equivalent of S. pyogenes DNase B enzyme." This provides literal support for claim 51. Moreover, this language complies with the written description requirement of the first paragraph of 35 U.S.C. § 112. Enablement under the second paragraph of 35 U.S.C. § 112 for this claim is also clearly present, as DNA encoding this sequence was actually cloned in clone 2-6, in bacteriophage λ gt11.

The fee for one additional independent claim (\$78.00) for a large entity is enclosed. Please charge any additional fee or credit any overpayment to Deposit Account No. 13-2724.

The Examiner has set a period of one month for copying of this claim. Therefore, this amendment is timely.

The copying of suggested claims pursuant to 37 C.F.R. § 1.605(b) automatically stays ex parte prosecution with regard to

a response to the outstanding Office Action dated December 28, 1995 (Paper No. 7).

Date:

January 22, 1996

Respectfully submitted,

Michael B. Farber

Michael B. Farber
Reg. No. 32,612

Merchant & Gould
11150 Santa Monica Boulevard, Suite 400
Los Angeles, CA 90025
(310) 445-1140

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on
JANUARY 22, 1996
(Date of Deposit)

MICHAEL B. FARBER
(Printed Name)
Michael B. Farber
(Signature)